**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/699,995	
	Filing Date	11/03/2003	
	First Named Inventor	Randall T. Webber	
	Art Unit	Unknown	
	Examiner Name	Unknown	
Total Number of Pages in This Submission	772	Attorney Docket Number	5767-PA25

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<b>Remarks</b>  1) PTO/SB/08A; 2) 77 Cited References; and 3) Return Postcard.		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Katherine Proctor (Reg. No. 31,468)
Signature	<i>Katherine Proctor</i>
Date	02-10-2004

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Linda Thompson		
Signature	<i>Linda Thompson</i>	Date	12-10-2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of	)	
	)	FOR: RIGID ARM PULL DOWN
RANDALL T. WEBBER, ET AL.	)	EXERCISE MACHINE
	)	
Serial No.: 10/699,995	)	Group
	)	Art Unit: Unknown
Filed: November 3, 2003	)	

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attention: Examiner

Dear Sir:

Applicants submit herewith references of which they are aware, which they believe may be material to patentability of the invention disclosed and claimed in the above-cited application and with respect to which there may be a duty to disclose in accordance with 37 C.F.R. § 1.56.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on:

February 10, 2004  
(Mailing Date)

Linda Thompson  
(Typed Name)

*Linda Thompson*  
(Signature)

February 10, 2004  
(Date of Signature)

Applicants are submitting herewith copies of the references which are set forth on the attached Form PTO/SB/08A. As all relevant parts of the references are in the English language, no explanation of the references is provided herein.

This Information Disclosure Statement is submitted within three (3) months of the filing date of the above-cited application or of the date of entry into the national phase of the application or prior to the mailing date of a first Office Action thereon, whichever has occurred last, such that no fee is required.

Further, while the references provided in this Information Disclosure Statement may be material to patentability pursuant to 37 C.F.R. § 1.56, it is not intended to constitute an admission that any reference referred to herein is prior art for this invention unless specifically designated as such.

Also, in accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

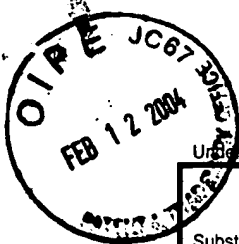
Respectfully submitted,

Dated: February 10, 2004 By: Katherine Proctor  
Katherine Proctor  
Agent for Applicants  
Registration No. 31,468

BROWN MARTIN HALLER & McCLAIN LLP  
1660 Union Street  
San Diego, California 92101

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Docket No.: 5767-PA25



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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				Complete if Known	
				Application Number	10/699,995
				Filing Date	November 3, 2003
				First Named Inventor	Randall T. Webber
				Group Art Unit	Unknown
				Examiner Name	Unknown
Sheet	1	of	4	Attorney Docket Number	5767-PA25
U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code <sup>2</sup> (if known)		
		248,121		E.A. Tuttle	10-11-1881
		2,252,156		J. D. Bell	08-12-1941
		3,446,503		D.C. Lawton	05-27-1969
		3,592,465		Fred Fulkerson, Jr.	07-13-1971
		3,640,528		Richard Proctor	02-08-1972
		3,707,285		Robert M. Martin	12-26-1972
		4,111,414		Edward A. Roberts	09-05-1978
		4,231,568		Robert Q. Riley, et al.	11-04-1980
		4,300,760		Harry Bobroff	11-17-1981
		4,743,010		Alexander Geraci	05-10-1988
		4,793,608		Parker E. Mahnke, et al.	12-27-1988
		4,844,456		Theodore G. Habing, et al.	07-04-1989
		4,949,951		James A. Deola	08-21-1990
		5,011,139		Carl K. Towley, III	04-30-1991
		5,050,873		Gary A. Jones	09-24-1991
		5,106,081		Gregory M. Webb	04-21-1992
		5,108,095		Raymond L. Nichols	04-28-1992
		5,263,914		Roy R. Simonson, et al.	11-23-1993
		5,299,997		Paul Chen	04-05-1994
		5,322,489		Gregory M. Webb, et al.	06-21-1994
		5,330,405		Theodore C. Habing, et al.	07-19-1994
		5,334,120		Aaron P. Rasmussen	08-02-1994
Examiner					Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to application.

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent documents.

<sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

FEB 12 2004

PTO/SB/08A (10-96)

Approved for use through 10/31/99. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				Complete if Known	
				Application Number	10/699,995
				Filing Date	November 3, 2003
				First Named Inventor	Randall T. Webber
				Group Art Unit	Unknown
				Examiner Name	Unknown
Sheet	2	of	4	Attorney Docket Number	5767-PA25

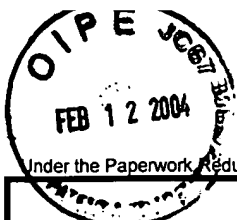
U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code <sup>2</sup> (if known)		
		5,342,269		Richard Huang, et al.	08-30-1994
		5,346,447		Kenneth W. Stearns	09-13-1994
		5,356,357		Leao Wang, et al.	10-18-1994
		5,421,796		Arthur A. Jones, et al.	06-06-1995
		5,437,589		Theodore J. Habing	08-01-1995
		5,447,480		Kent Fulks	09-05-1995
		5,453,066		Charles E. Richter, Jr.	09-26-1995
		5,458,553		Tien-Lai Wu	10-17-1995
		5,499,959		Fred H. Holmes, et al.	03-19-1996
		5,503,608		Ta-Fang Chang	04-02-1996
		5,507,710		Paul Chen	04-16-1996
		5,540,639		Lanny L. Potts, et al.	06-30-1996
		5,549,530		Kent Fulks	08-27-1996
		5,554,089		Gary A. Jones	09-10-1996
		5,562,577		Raymond L. Nichols, et al.	10-08-1996
		5,580,341		Roy Simonson	12-03-1996
		5,597,375		Roy Simonson	01-28-1997
		5,603,678		Jerry L. Wilson	02-18-1997
		5,643,152		Roy Simonson	07-01-1997
		5,669,865		Trace O. Gordon	09-23-1997
		5,733,232		Hank Hsu	03-31-1998
		5,749,813		Ken Domzalski	05-12-1998
Examiner					Date Considered

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<sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

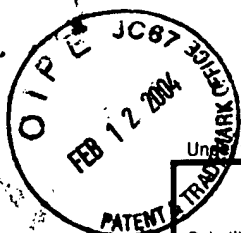


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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				Complete if Known	
				Application Number	10/699,995
				Filing Date	November 3, 2003
				First Named Inventor	Randall T. Webber
				Group Art Unit	Unknown
				Examiner Name	Unknown
Sheet	3	of	4	Attorney Docket Number	5767-PA25
<b>U.S. PATENT DOCUMENTS</b>					
Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code <sup>2</sup> (if known)		
		5,803,882		Douglas J. Habling, et al.	09-08-1998
		5,810,701		Patrick D. Ellis, et al.	09-22-1998
		5,876,095		Gary L. Johnston	03-02-1999
		5,967,954		Theodore J. Habling	10-19-1999
		6,071,216		Raymond Giannelli, et al.	06-06-2000
		6,074,328		Karl W. Johnson	06-13-2000
		6,080,091		Theodore G. Habing, et al.	06-27-2000
		6,244,995	B1	Jan Prsala	06-12-2001
		6,251,047	B1	Kenneth W. Stearns, et al.	06-26-2001
		6,254,516	B1	Raymond Giannelli, et al.	07-03-2001
		6,264,588	B1	Joseph K. Ellis	07-24-2001
		6,387,020	B1	Roy Simonson	05-14-2002
		6,394,937	B1	Harvey C. Voris	05-28-2002
		2002/0103058	A1	Randall T. Webber	08-01-2002
		6,605,024	B2	Kenneth W. Stearns	08-12-2003
Examiner					Date Considered

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<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent documents. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.



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<b>Substitute for form 1449B/PTO</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	10/699,995
				Filing Date	November 3, 2003
				First Named Inventor	Randall T. Webber
				Group Art Unit	Unknown
				Examiner Name	Unknown
Sheet	4	of	4	Attorney Docket Number	5767-PA25
<b>OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS</b>					
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T <sup>2</sup>
		Boss Fitness Brochure, 1993			
		Hammer Strength, Hammer Brochure, 1993			
		FS-403 Shoulder Press, Flex Brochure, 1995			
		Paramount Advanced Performance System - Leg Press AP - 2800 (brochure dated 2000)			
		08003 Rower, Gym 80 Brochure, 2001			
		Gym 80 Brochure, 2001			
		Leg Press, Cybex International Brochure, 2002			
		Gravity Gym Instruction Manual, date unknown			
		Flex Fitness Brochure, date unknown			
		Spirit Circuit, Hogan Industries Brochure, date unknown			
		Pace, Henley International Brochure, date unknown			
		FA-508 Dip Machine, Flex Brochure, date unknown			
		Spirit, Hogan Industries Brochure, date unknown			
		Models 217 and 206-2, Polaris Brochure (date unknown)			
		Schwinn Natural Strength, Schwinn Magazine advertisement, date unknown			
		S202 Rigid Arm Lat Pulldown, Hoist Fitness Systems Customer Catalog, 1995			
		Polaris Brochure, Model 215 Shoulder Press, date unknown			
		HD Series: HD-1300 and 1700, Hoist Fitness Systems 2002			
Examiner					Date Considered

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